

Senate Judiciary Committee Amendment No. 1, as amended (by Haynes)

Amendment No. 1 to SB0377

**Person
Signature of Sponsor**

AMEND Senate Bill No. 377

House Bill No. 377*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-15-401, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a)

(1) Any person who knowingly, other than by accidental means, treats a child under eighteen (18) years of age in such a manner as to inflict injury or neglects such a child so as to adversely affect the child's health and welfare commits child abuse.

(2)

(A) A person who knowingly leaves a child eight (8) years of age or less unattended in a motor vehicle violates this section if such conduct results in the health and welfare of the child being adversely affected or in injury to the child.

(B) As used in this subdivision:

(i) "Motor vehicle" shall have the same meaning as "motor vehicle" as set forth in § 55-8-101(30); and

(ii) "Unattended" means the child is not accompanied by a person fourteen (14) years of age or older.

(3) A violation of this section is a Class A misdemeanor; provided, that if the abused or neglected child is six (6) years of age or less, the penalty is a Class D felony.

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SECTION 2. Tennessee Code Annotated, Section 39-15-402, is amended by adding the following new subsection (b) and by relettering present subsections accordingly:

(b)

(1) A person who knowingly leaves a child eight (8) years of age or less unattended in a motor vehicle violates this section if such conduct results in serious bodily injury to the child.

(2) As used in this subsection:

(A) "Motor vehicle" shall have the same meaning as "motor vehicle" as set forth in § 55-8-101(30); and

(B) "Unattended" means the child is not accompanied by a person fourteen (14) years of age or older.

SECTION 3. This act shall take effect July 1, 2001, the public welfare requiring it.